

By: Phillips

H.B. No. 3676

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the operation of a vehicle by a person under 18 years of
3 age.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Sec. 545.424, Transportation Code, is amended to
6 read as follows:

7 Sec. 545.424. OPERATION OF VEHICLE BY PERSON UNDER 18 YEARS
8 OF AGE. (a) A person under 18 years of age may not operate a motor
9 vehicle while using a wireless communications device, except in
10 case of emergency.

11 (a-1) A person under 18 years of age may not operate a motor
12 vehicle during the 12-month period following issuance of an
13 original Class A, B, or C driver's license to the person:

14 (1) after midnight and before 5 a.m. unless the
15 operation of the vehicle is necessary for the operator to attend or
16 participate in employment or a school-related activity or because
17 of a medical emergency; or

18 (2) with more than one passenger in the vehicle under
19 21 years of age who is not a family member.

20 (b) A person under 17 years of age who holds a restricted
21 motorcycle license or moped license may not operate a motorcycle or
22 moped while using a wireless communications device, except in case
23 of emergency.

24 (b-1) A person under 17 years of age who holds a restricted

1 motorcycle license or moped license, during the 12-month period
2 following the issuance of an original motorcycle license or moped
3 license to the person, may not operate a motorcycle or moped after
4 midnight and before 5 a.m. unless:

5 (1) the person is in sight of the person's parent or
6 guardian; or

7 (2) the operation of the vehicle is necessary for the
8 operator to attend or participate in employment or a school-related
9 activity or because of a medical emergency.

10 (c) This section does not apply to:

11 ~~(1) the holder of a hardship license;~~

12 (2) a person operating a motor vehicle while
13 accompanied in the manner required by Section 521.222(d)(2) for the
14 holder of an instruction permit; or

15 (3) a person licensed by the Federal Communications
16 Commission to operate a wireless communication device or a radio
17 frequency device.

18 SECTION 2. This Act takes effect September 1, 2013.